

IN THE CLAIMS

Please amend the Claims as follows.

1. (Currently Amended). An oral device comprising:
a mouthpiece member, the mouthpiece member being of a resilient material and adapted individually tailored to fit within the contours of the teeth of a wearer;
a tube member, the tube member being affixed, at a first end, to the mouthpiece member and extending ~~outward~~ from the mouthpiece member ~~towards~~ and operable to maintain upward pressure against the soft palate tissue at the rear of the roof of the mouth of the wearer; and
an attachment member, the attachment member being attached to the mouthpiece member at at least one location and operable to secure the oral device within the oral cavity of the wearer;
whereby the tube member defines an opening, the opening preventing the collapse of the soft ~~palate~~ tissue of the wearer by allowing for the free transfer of air between the wearer and the environment.

2. (Cancelled).

3. (Original). The oral device of Claim 1, further comprising a cushion member disposed on a second end of the tube member, the second end of the tube member being opposite the first end of the tube member.

4. (Original). The oral device of Claim 1, wherein the tube member comprises an adjustable length to adequately fit the size of the mouth of the wearer.

5. (Original). The oral device of Claim 1, wherein the attachment member is comprised of a resilient material.

6. (Currently Amended). An oral device comprising:

a mouthpiece member, the mouthpiece member being of a resilient material and adapted individually tailored to fit within the contours of the teeth of a wearer;

a tube member, the tube member being affixed, at a first end, to the mouthpiece member and extending ~~outward~~ from the mouthpiece member towards the soft palate tissue at the rear of the roof of the mouth of the wearer;

a palate soft tissue member, the palate soft tissue member extending from a second end of the tube member and ~~curved upwards~~ operable to maintain ~~contact with~~ upward pressure against the soft palate tissue of the wearer, the second end of the tube member being opposite the first end of the tube member; and

an attachment member, the attachment member being attached to the mouthpiece member at at least one location and operable to secure the oral device within the oral cavity of the wearer;

whereby the tube member defines an opening, the opening preventing the collapse of the soft palate tissue of the wearer by allowing for the free transfer of air between the wearer and the environment.

7. (Cancelled).

8. (Original). The oral device of Claim 6, further comprising a cushion member disposed on a second end of the tube member, the second end of the tube member being opposite the first end of the tube member.

9. (Currently Amended). The oral device of Claim 6, wherein the palate soft tissue member comprises an adjustable length to adequately fit the size of the mouth of the wearer.

10. (Original). The oral device of Claim 6, wherein the attachment member is comprised of a resilient material.

11. (Currently Amended). The oral device of Claim 6, wherein the palate tube member does not extend substantially past the teeth of the wearer and allows for air to be dispersed throughout the whole of the oral cavity of the wearer.

12. (Currently Amended). An oral device comprising:

- a mouthpiece member, the mouthpiece member being of a resilient material and ~~adapted~~ individually tailored to fit within the contours of the teeth of a wearer;
- a tube member, the tube member being affixed, at a first end, to the mouthpiece member and extending ~~outward~~ from the mouthpiece member towards the soft ~~palate~~ tissue at the rear of the roof of the mouth of the wearer;
- a ~~palate~~ soft tissue member, the ~~palate~~ soft tissue member extending from a second end of the tube member and ~~curved upwards~~ operable to maintain ~~contact with~~ upward pressure against the soft ~~palate~~ tissue of the wearer, the second end of the tube member being opposite the first end of the tube member;
- a tongue member, the tongue member extending from the second end of the tube member and ~~curved downwards~~ operable to maintain ~~contact with~~ downward pressure against the tongue of the wearer; and
- an attachment member, the attachment member being attached to the mouthpiece member at at least one location and operable to secure the oral device within the oral cavity of the wearer;

whereby the tube member defines an opening, the opening preventing the collapse of the soft ~~palate~~ tissue of the wearer by allowing for the free transfer of air between the wearer and the environment.

13. (Cancelled).

14. (Original). The oral device of Claim 12, further comprising a cushion member disposed on a second end of the tube member, the second end of the tube member being opposite the first end of the tube member.

15. (Currently Amended). The oral device of Claim 12, wherein the ~~palate~~ soft tissue member comprises an adjustable length to adequately fit the size of the mouth of the wearer.

16. (Original). The oral device of Claim 12, wherein the tongue member comprises an adjustable length to adequately fit the size of the mouth of the wearer.

17. (Original). The oral device of Claim 12, wherein the attachment member is comprised of a resilient material.

18. (Currently Amended). The oral device of Claim 12, wherein the palate tube member does not extend substantially past the teeth of the wearer and allows for air to be dispersed throughout the whole of the oral cavity of the wearer.

19. (Cancelled).